Contents

xi Introduction

xiii Random Rants from the Editor

RESEARCH AND WRITING—PARTNERS

- 1 Legal Writing
- 3 Commit to Your Development as a Writer
- 5 Always Do Your Best Work for Your Partners
- 6 Moving the Court
- 8 Close the Book and Call the Clerk Already!
- 10 What Does the Court Rule Say?
- 11 Get Thee to the Library
- 13 The Importance of Thinking: What Would Be Rodin's Sculpture of You?
- 16 You Have to Do It—So Why Not Love It?
- 17 Show Your Work for Full Credit
- 19 Occasionally It Is OK to Kill a Tree
- 20 Deadlines and Commitments: Learn to Manage Your Time
- 22 Write for the Right Audience
- 24 Forms Follow Function (or Imitation Is the Sincerest Form of Malpractice)
- 26 Briefs and Motions
- 29 The Importance of Scrutinizing E-Mails
- 30 Research is Fun (and Important), Even If You Are Getting Paid To Do It
- 33 On Language

RESEARCH AND WRITING—ASSOCIATES

- 35 Preparation Is the Key to Persuasive Writing
- 38 So Easy a Caveman Could Do It?—An Associate's Perspective on Instructions for Research Assignments
- 40 Google Your Research Assignment First

- 41 Don't Give Me Busy Work
- 42 Tell Us What We Need to Know

MENTORING AND DEVELOPMENT—PARTNERS

- 43 Sometimes Your Best Mentor Is You
- 45 No Such Thing as "All-in-One" Mentoring
- 46 Mentor-shmentor! How to Learn at the Art of the Law
- 49 Rantings of a Young Partner Caught in the Middle Again
- Responsibilities of Associates Who Work With Me—Some Things to Remember
- 54 Money Is Great; Intrigue in the Law Is Better
- 55 Understand the Economics of the Practice of Law
- **57** You Gotta Own It
- 59 I Don't Pay You to Agree with Me
- 61 Three Wise Men

MENTORING AND DEVELOPMENT—ASSOCIATES

- Share Your Enthusiasm for the Practice of Law with Your Associates
- 65 Go Ahead, Mentors, Throw Us to the Wolves...
- 67 Please Feed the Associates
- The Importance of Positive Reinforcement During the Annual Review
- 70 Talk to Me!
- Fact or Fiction: The Most Valuable Thing an Associate Can Do Is to Bill as Many Hours as Possible
- 74 Can I Borrow Twenty Bucks?
- Partners: If You Want Us to Make Your Lives Easier, Give Us Some Hints on How to Do So
- 77 So It Turns Out I'm a Senior Associate . . .

CLIENT RELATIONS AND MARKETING—PARTNERS

- 81 Relationships with Inside Counsel
- 84 Dealing with Clients

- 87 Time is Money
- 90 Prove the Value of Your Work for Your Clients and Partners by Telling Your Story in the Bills
- 92 Doing Well by Doing Good
- 94 Seven Detrimental "Going Rogue" Habits Any Litigation Associate Must Avoid
- 97 Beware of E-mail
- 98 Perceptions: Are You What You Appear to Be? Is What They See What They Get?
- 100 Want Work? Ask For It
- 102 Good Habits Are Hard to Break
- 104 Get Out of the Office
- 107 The Care and Feeding of Inside Counsel

CLIENT RELATIONS AND MARKETING—ASSOCIATES

- 115 The Client Relationship: Associates Care, Too
- 117 Introduce Your Associates to Your Clients
- 119 Keeping Time: The Un-billable Hour
- 121 Take Off the Training Wheels and Let Us Talk to the Clients
- 123 Persuade the Client to Agree with You
- 124 The Ten Seven Commandments: Business Development Advice for Junior and Mid-Level Associates
- 128 Teach Me to Make It Rain

THE CASE—PARTNERS

- 129 If Want to Go to Trial, You Must Own the Case
- 131 Discovery

RANTINGS OF A PARTNER

- 134 Your Day in Court—Are You Prepared?
- 136 Always Be Ready for the First Chair
- 137 A Novel Strategy for Responding to Written Discovery—
 Answer It
- 139 Think About What You Ask for in Discovery!
- 141 Write Thoughtful Discovery Requests

- 143 The Indispensable Witness Wrangler
- 145 Drive the Action
- 147 Playing Nice in Discovery: The Road House Rules
- 149 Taking a Trade Secret to Court?
- 152 The Power of Plain Talk

THE CASE—ASSOCIATES

- 157 Be Brave! Ask Your Subordinates to Critique You
- 159 We Cannot Print or Bates Stamp the Document Production
- 160 Trial Experience: Give It To Me!
- 162 Provide the "Big Picture" Good Job
- 164 Don't Always Believe Your Partner

OFFICE POLITICS AND ETIQUETTE—PARTNERS

- 165 Value Every Person in Your Office
- 167 Office Politics: Some Don'ts and a Critical Do from the Front Lines
- 170 In the Office

OFFICE POLITICS AND ETIQUETTE—ASSOCIATES

- 173 Caldwell's Curve Law
- 175 Don't Let Office Politics Become the Proverbial Elephant in the Room

TIPS FOR SUCCESS—PARTNERS

- 177 How to Get on Your Partner's Good (or Bad) Side
- 178 Ten Absolutely Guaranteed Successful Ways to Market Yourself
- 182 Six Sure Ways to !@?? Your Partner Off
- 183 I Want You to Succeed, So Heed These Tips for Success
- **188** OMG! Text Me, Please!
- 190 A Missive to Novice Litigators
- 194 Top 10 Ways to Act Like A Partner
- 197 The Three Commandments for the Extraordinary Associate
- 200 Six Skill-Enhancing Steps for a Young Appellate Lawyer

- 201 A Few of an Old Curmudgeon's Pet Writing Peeves
- 203 The Top Ten Pet Peeves of a Partner
- 206 If I Knew Then What I Know Now
- 211 What Young Lawyers Need to Know About Communicating with Partners
- 213 Top 10 Nonessential Things a Partner Can Learn from an Associate in One Day
- 214 When Writing, Do the Best You Can Do the First Time
- 216 Top Three Partner Pet Peeves

TIPS FOR SUCCESS—ASSOCIATES

- 219 The Partners I Want to Work With—The Top 7 Qualities
- Top 10 Ways to Earn a "Star" Reputation in the Firm (A Non-Cynic's View)
- I Think I Was Just in the Elevator with the Lead Partner on My Case, But I'm Not Sure

ix

"Toto, We're Not in (Law School) Anymore"— Top 10 Signs You Are Now an Adult